

PAULA T. DOW
Attorney General of New Jersey
R. J. Hughes Justice Complex
P.O. Box 112
Trenton, New Jersey 08625-0112
Attorney for the Governor of the State of New Jersey, the Attorney
General of the State of New Jersey, and the Superintendent of
the New Jersey Division of State Police, Defendants

By: Gregory A. Spellmeyer
Deputy Attorney General
(609) 984-9504
gregory.spellmeyer@dol.lps.state.nj.us

ASSOCIATION of NEW JERSEY RIFLE AND	:	UNITED STATES DISTRICT
PISTOL CLUBS, INC., a New Jersey Not	:	COURT FOR THE DISTRICT
for Profit Corporation; SCOTT L. BACH;	:	OF NEW JERSEY
KAARE A. JOHNSON; VINCENT FURIO;	:	
STEVEN YAGIELLO and BOB'S LITTLE SPORT	:	VICINAGE OF TRENTON
SHOP, INC., a New Jersey Corporation,	:	
	:	
Plaintiffs,	:	Honorable Joel A.
	:	Pisano, U.S.D.J.
v.	:	
	:	
CHRISTOPHER J. CHRISTIE, Governor of	:	
the State of New Jersey; PAULA T. DOW,	:	CIVIL ACTION No. 10-cv-
Attorney General of the State of New	:	271-JAP-TJB
Jersey; COLONEL RICK FUENTES,	:	
Superintendent, Division of New Jersey	:	Notice of Motion for
State Police; WASHINGTON TOWNSHIP	:	Dismissal of Complaint
(Morris County); CITY OF HACKENSACK;	:	Pursuant to <u>Fed.R.Civ.P.</u>
LITTLE EGG HARBOR TOWNSHIP and XYZ	:	12(b)(1) and <u>Fed.R.Civ.P.</u>
MUNICIPALITIES 1-563;	:	12(b)(6)
	:	
Defendants.	:	

TO: CLERK OF THIS COURT

Daniel L. Schmutter, Esq.
Farer & Fersko, PA
600 South Avenue
P.O. Box 580
Westfield, N.J. 07091-0580
attorney for plaintiffs

AND TO: Paula J. DeBona
Jansen & DeBona, LLC
413 West Main Street
Boonton, NJ 07005
attorney for codefendant Washington Township

Craig M. Pogosky, Esq.
Zisa and Hitscherich, Esqs.
77 Hudson Street
Hackensack, N.J. 07601
attorney for codefendant City of Hackensack

PLEASE TAKE NOTICE that on March 21, 2011, Paula T. Dow, Attorney General of New Jersey, Attorney for the Governor of the State of New Jersey, the Attorney General of the State of New Jersey, and the Superintendent of the New Jersey Division of State Police, defendants in this action, will move on behalf of these defendants pursuant to Fed.R.Civ.R. 12(b)(1) and Fed.R.Civ.R. 12(b)(6) for an Order dismissing plaintiffs' second amended complaint: (1) with prejudice insofar as it alleges federal claims against these defendants, and (2) without prejudice for the Court's lack of jurisdiction or declination to exercise jurisdiction insofar as it alleges State-law claims against these defendants.

PLEASE TAKE FURTHER NOTICE that these moving defendants will rely upon the accompanying brief. A proposed form of Order is included.

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY

BY: /s/ Gregory A. Spellmeyer
Gregory A. Spellmeyer
Deputy Attorney General

Dated: January 20, 2011